

HOUSE BILL 3098

By Curtiss

AN ACT to amend Tennessee Code Annotated, Title 12,  
Chapter 4, Part 1, relative to review by the fiscal  
review committee of contracts for state services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-4-109(a)(1)(G), is amended by  
adding the following new subdivision:

(iv)

(a) Notwithstanding the provisions of Section 12-4-109(a)(1)(G)(i)-(iii) or any other law, rule, regulation or administrative policy to the contrary, any non-competitive contract for services or non-competitive amendment to any such contract that would otherwise fall within the required review responsibility of the fiscal review committee pursuant to this section shall be reviewed by the fiscal review committee pursuant to the procedures set out in subitems (i)-(iii) above and shall not be exempt from review by virtue of its having been entered into pursuant to a delegated authority, special delegated authority, or other special authority under the rules of the department of finance and administration.

(b) Notwithstanding the provisions of Section 12-4-109(a)(1)(G)(i)-(iii) or any other law, rule, regulation or administrative policy to the contrary, any contract or contract amendment between the department of children's services and any person or entity to provide services related to child placement shall be reviewed by the fiscal review committee in accordance with the criteria for dollar amount and term, and pursuant to the procedures, set out in subitems (i)-(iii) above and shall not be exempt from review by virtue of its having been entered into pursuant to a request for information or any delegated authority, special

delegated authority, or other special authority under the rules of the department of finance and administration, regardless whether such contract or contract amendment qualifies as a non-competitive contract under this section.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.